



February 11, 2005

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## HOUSE BILL No. 1537

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DIGEST OF HB 1537 (Updated February 8, 2005 11:52 am - DI 103)

**Citations Affected:** IC 9-18; IC 10-15; noncode.

**Synopsis:** Volunteer fire departments. Allows a person registering a vehicle to donate at least \$1 to be placed in a special account for grants to units of local governments to purchase fire equipment for volunteer fire departments. Provides that an emergency medical dispatch agency does not have to be certified by the emergency medical services commission as an emergency medical dispatch agency until July 1, 2006.

**Effective:** Upon passage; July 1, 2005.

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**Ruppel, Bischoff**

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January 18, 2005, read first time and referred to Committee on Public Safety and Homeland Security.  
February 10, 2005, amended, reported — Do Pass.

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HB 1537—LS 7377/DI 102+



February 11, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## HOUSE BILL No. 1537

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 9-18-2-16 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 16. (a) A person who  
3 owns a vehicle must sign an application in ink to register the vehicle.

4 (b) An application to register a vehicle must contain the following:

5 (1) The:

6 (A) name, bona fide residence, and mailing address, including  
7 the name of the county, of the person who owns the vehicle; or

8 (B) business address, including the name of the county, of the  
9 person that owns the vehicle if the person is a firm, a  
10 partnership, an association, a corporation, a limited liability  
11 company, or a unit of government.

12 If the vehicle that is being registered has been leased and is  
13 subject to the motor vehicle excise tax under IC 6-6-5 or the  
14 commercial vehicle excise tax under IC 6-6-5.5, the application  
15 must contain the address of the person who is leasing the vehicle.

16 If the vehicle that is being registered has been leased and is not  
17 subject to the motor vehicle excise tax under IC 6-6-5 or the

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commercial vehicle excise tax under IC 6-6-5.5, the application must contain the address of the person who owns the vehicle, the person who is the lessor of the vehicle, or the person who is the lessee of the vehicle. If a leased vehicle is to be registered under the International Registration Plan, the registration procedures are governed by the terms of the plan.

(2) A brief description of the vehicle to be registered, including the following information if available:

(A) The name of the manufacturer of the vehicle.

(B) The vehicle identification number.

(C) The manufacturer's rated capacity if the vehicle is a truck, tractor, trailer, or semitrailer.

(D) The type of body of the vehicle.

(E) The model year of the vehicle.

(F) Any other information reasonably required by the bureau to enable the bureau to determine if the vehicle may be registered. The bureau may request the person applying for registration to provide the vehicle's odometer reading.

(3) A space on the application in which the person registering the vehicle may indicate the person's desire to donate money to organizations that promote the procurement of organs for anatomical gifts. The space on the application must:

(A) allow the person registering the vehicle to indicate the amount the person desires to donate; and

(B) provide that the minimum amount a person may donate is one dollar (\$1).

Funds collected under this subdivision shall be deposited with the treasurer of state in a special account. The auditor of state shall monthly distribute the money in the special account to the anatomical gift promotion fund established by IC 16-19-3-26. The bureau may deduct from the funds collected under this subdivision the costs incurred by the bureau in implementing and administering this subdivision.

**(4) A space on the application in which the person registering the vehicle may indicate the person's desire to donate a minimum of one dollar (\$1) to the fire services fund established by IC 10-15-3-1(a)(2), to be used for grants to units of local governments (as defined in IC 10-15-1-8) to purchase fire equipment for volunteer fire departments (as defined in IC 36-8-12-2). Donations collected under this subdivision shall be deposited with the treasurer of state in a special account, known as the fire equipment grant account,**

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1 with a record made of the county from which each donation  
2 came. The auditor of state shall monthly:

3 (A) distribute the money in the fire equipment grant  
4 account to the fire services fund established by  
5 IC 10-15-3-1(a)(2); and

6 (B) report to the Indiana emergency management, fire and  
7 building services, and public safety training foundation  
8 established by IC 10-15-2-1 the amount of donations made  
9 in each county during the preceding month.

10 The bureau may deduct from the funds collected under this  
11 subdivision the costs incurred by the bureau in implementing  
12 and administering this subdivision.

13 (c) The department of state revenue may audit records of persons  
14 who register trucks, trailers, semitrailers, buses, and rental cars under  
15 the International Registration Plan to verify the accuracy of the  
16 application and collect or refund fees due.

17 SECTION 2. IC 10-15-1-9 IS ADDED TO THE INDIANA CODE  
18 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
19 1, 2005]: **Sec. 2.5. "Volunteer fire department" has the meaning set  
20 forth in IC 36-8-12-2.**

21 SECTION 3. IC 10-15-3-1 IS AMENDED TO READ AS  
22 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) The following  
23 funds are established:

- 24 (1) Emergency management fund.
- 25 (2) Fire services fund.
- 26 (3) Building services fund.
- 27 (4) Emergency medical services fund.
- 28 (5) Stewardship fund.

29 (b) The funds established by subsection (a)(1) through (a)(4) consist  
30 of:

- 31 (1) gifts and proceeds received under section 5 of this chapter;
- 32 and
- 33 (2) fees from license plates as set forth in section 6 of this chapter.

34 (c) The stewardship fund established by subsection (a)(5) consists  
35 of fees from license plates as set forth in section 6 of this chapter.

36 **(d) The fire services fund established by subsection (a)(2) also  
37 consists of money received under IC 9-18-2-16(b)(4) from  
38 donations from persons registering vehicles.**

39 SECTION 4. IC 10-15-3-2 IS AMENDED TO READ AS  
40 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The money in the  
41 emergency management fund shall be used to pay for projects of the  
42 agency.

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(b) **Except as provided in section 2.5 of this chapter**, the money in the fire services fund shall be used to pay for projects of the office of the state fire marshal.

(c) The money in the building services fund shall be used to pay for projects of the office of the state building commissioner.

(d) The money in the emergency medical services fund shall be used to pay for emergency medical services projects of the agency.

(e) The money in the stewardship fund shall be used to pay for the promotion of safety first license plates under IC 9-18-45 and for the costs of administering this article.

SECTION 5. IC 10-15-3-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 2.5. (a) This section applies to a unit of local government for which a volunteer fire department provides fire protection services.**

**(b) The foundation shall use money in the fire services fund that is received from donations from persons registering vehicles under IC 9-18-2-16(b)(4) for grants as provided in subsection (c) to units of local government for the purchase of fire equipment for the volunteer fire departments that provide fire protection services for the units of local government.**

**(c) A unit of local government may apply to the foundation for a grant under this section at any time. The foundation shall determine a process and schedule for grant applications. The foundation shall determine the amount of grants to be distributed to each eligible entity. The total amount of grants distributed to all units of local government in a county during a grant application period may not exceed the amount of donations made in each county under IC 9-18-2-16(b)(4) during the preceding grant application period.**

**(d) If there is not sufficient money in the fire services fund for a fire equipment grant to a unit of local government in a particular county, other funds from the fire services fund may be provided to complete the amount needed to provide a grant for fire equipment to that unit of local government.**

**(e) A unit of local government that receives a grant under this section may not purchase fire equipment for a private entity. If the recipient of fire equipment purchased with a grant received under this section ceases to exist or no longer uses the fire equipment, the recipient shall return the fire equipment to the unit of local government that applied for the grant used to purchase the fire equipment for redistribution.**

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(f) A unit of local government that receives a grant under this section may, at the discretion of the foundation, receive grants from the foundation in addition to a grant under this section for the purchase of fire equipment.

SECTION 6. IC 10-15-3-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. Gifts of money to the funds or the foundation, **including donations from persons registering vehicles under IC 9-18-2-16(b)(4)**, or the proceeds from the sale of gifts donated to the funds or the foundation shall be deposited in the designated fund.

SECTION 7. P.L.205-2003, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: SECTION 45. (a) Notwithstanding IC 16-31-3.5-3(a), as added by this act, the prohibition against an individual acting as an emergency medical dispatcher unless the individual is certified by the Indiana emergency medical services commission as an emergency medical dispatcher does not apply to an individual before July 1, ~~2005~~: **2006**.

(b) Notwithstanding IC 16-31-3.5-3(b), as added by this act, the prohibition against a person acting as an emergency medical dispatch agency unless the person is certified by the Indiana emergency medical services commission as an emergency medical dispatch agency does not apply to a person before July 1, ~~2005~~: **2006**.

(c) This SECTION expires July 2, ~~2005~~: **2006**.

SECTION 8. **An emergency is declared for this act.**

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Safety and Homeland Security, to which was referred House Bill 1537, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1537 as introduced.)

RUPPEL, Chair

Committee Vote: yeas 8, nays 0.

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